

Cote, J

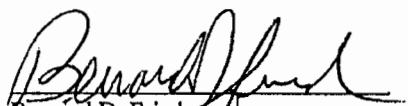
10/10/2011  
10/10/2011UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK-----x  
BRIAN BRODYPlaintiff,  
-against-THE CITY OF NEW YORK, NYWT ZEPHYR, LLC  
CIRCLE LINE – STATUTE OF LIBERTY FERRY,  
INC, CIRCLE LINE HARBOR CRUISES, LLC,  
CIRCLE LIQUIDATION LLC, NEW YORK TRANS  
HARBOR LLC, NYWT CIRCLE LINE LLC, STATUTE  
LIQUIDATION, INC, *in personam*, and the vessel  
“ZEPHYR,” its engines, equipment, tackle and  
Appurtenances *in rem*Defendants.  
-----x

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the Plaintiff and Defendants herein, that the action against Defendants NYWT Zephyr, LLC, New York Trans Harbor, LLC and NYWT Circle Line LLC be discontinued without prejudice and without costs to any of the parties.

Dated: New York New York  
September 19, 2011

FRIEDMAN, JAMES &amp; BUCHSBAUM LLP

By:



Bernard D. Friedman  
Attorneys for Plaintiff  
BRIAN BRODY

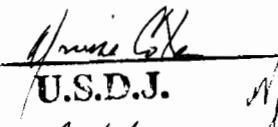
132 Nassau Street, Suite 900  
New York, New York 10038  
Phone: (212) 233-9385  
Fax: (212) 619-2340

FREEHILL HOGAN &amp; MAHAR, LLP

By:



Daniel J. Fitzgerald  
Attorneys for Defendants  
NYWT Zephyr, LLC, New York Trans  
Harbor, LLC and NYWT Circle Line LLC  
80 Pine Street  
New York, New York 10005  
Phone: (212) 425-1900  
Fax: (212) 425-1901



Judge Cote  
U.S.D.J.  
Oct 10, 2011